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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

HALIOTIS INVESTMENTS S.A.)
)
Plaintiff,)
)
v.) C.A. No. 1:06-cv-00679-***
)
)
ARCH HILL N.V., LITHIUM TECHNOLOGY)
CORP., HENDRIKUS HAROLD van ANDEL)
)
Defendants.)

STIPULATION AND ORDER

WHEREAS, the parties to this action stipulated, and this Court ordered on September 5, 2007, that (i) Plaintiff shall have until October 5, 2007 to file a motion to substitute the proper party for the late Mr. van Andel and (ii) Defendants shall have until October 5, 2007 to respond to the complaint;

WHEREAS, this action has been settled in principle and counsel for the parties are in the process of memorializing the settlement terms in writing;

WHEREAS, the parties require additional time to memorialize the settlement terms in writing;

NOW, THEREFORE, Plaintiff and Defendants hereby stipulate and agree, subject to the approval of the Court, as follows:

1. If a final settlement agreement is not executed by the parties beforehand, Defendants shall have until November 5, 2007 to respond to the complaint filed in the above-captioned action; and

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2. If a final settlement agreement is not executed by the parties beforehand, Plaintiff shall have until November 5, 2007 to file a motion to substitute the proper party for the late Mr. van Andel.

/s/ Matthew F. Davis

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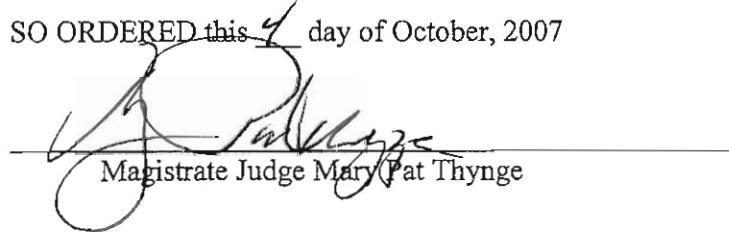
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Attorneys for the late Hendrikus Harold van Andel, Lithium Technology Corp., and Arch Hill N.V.

Dated: October 4, 2007

SO ORDERED this 4 day of October, 2007


Magistrate Judge Mary Pat Thyng